
DECLARATION - USA PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled CONTINUOUSLY VARIABLE TRANSMISSION; the specification of which is attached hereto;

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby claim the benefit under Title 35, United States Codes § 119(e) of any United States provisional application(s) listed below.

Application No.: 60/450,965

Filing Date: February 28, 2003

Application No.: 60/494,376

Filing Date: August 11, 2003

Application No.: 60/512,600

Filing Date: October 16, 2003

Application No.: 60/537,938

Filing Date: January 21, 2004

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Donald C. Miller

Inventor's signature: Donald C. Miller

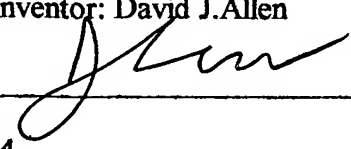
Date: 2-24-04

Residence: 2018 Winterwarm Drive, Fallbrook California 92028

Citizenship: United States of America

Post Office Address: Same as residence

Full name of second inventor: David J. Allen

Inventor's signature: 

Date: 2/24/04

Residence: 2770 Fresno Street, Santa Cruz California 95062

Citizenship: United States of America

Post Office Address: Same as residence

Full name of third inventor: Robert A. Smithson

Inventor's signature: _____

Date: _____

Residence: Powderham Lane, Cedar Park, Texas 78613

Citizenship: United States of America

Post Office Address: Same as residence

Send Correspondence To:
KNOBBE, MARTENS, OLSON & BEAR, LLP
Customer No. 20,995

Full name of second inventor: David J.Allen

Inventor's signature: _____

Date: _____

Residence: 2770 Fresno Street, Santa Cruz California 95062

Citizenship: United States of America

Post Office Address: Same as residence

Full name of third inventor: Robert A. Smithson

Inventor's signature: Robert A. Smithson

Date: 2/25/04

Residence: 2408 Rad
Powderham Lane, Cedar Park, Texas 78613

Citizenship: United States of America

Post Office Address: Same as residence

Send Correspondence To:
KNOBBE, MARTENS, OLSON & BEAR, LLP
Customer No. 20,995

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Motion Technologies, LLC)
)
App. No.	:	Filed herewith)
)
Filed	:	Filed herewith)
)
For	:	CONTINUOUSLY VARIABLE)
		TRANSMISSION)
)
Examiner	:	Unknown)
)

ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION
AND
REVOCATION AND POWER OF ATTORNEY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). A true copy of the original Assignment of the above-captioned application from the inventors to the Assignee is attached hereto. This Assignment represents the entire chain of title of this invention from the Inventors to the Assignee.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 2040 Main Street, Fourteenth Floor, Irvine, California 92614, Telephone (949) 760-0404, **Customer No. 20,995**, as its attorneys with full power of substitution and revocation to prosecute this

App. No. : Filed herewith
Filed : Filed herewith

application and to transact all business in the U.S. Patent and Trademark Office connected herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use **Customer No. 20,995** for all communications.

Dated: 26 Feb 2004

Motion Technologies, LLC

By: 

Jeffery A. Birchak

Title: Vice President, Intellectual Property

Address: 2018 Winterwarm Road
Fallbrook, CA 92028